

The Honorable John H. Chun

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

Case No. 2:23-cv-0932-JHC

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMAZON.COM, INC., *et al.*

Defendants.

**JOINT STATEMENT REGARDING  
TRIAL AND PRETRIAL SCHEDULE**

Pursuant to the Court's June 23, 2025 Order, Dkt. #371, the Parties submit this joint statement concerning the trial and pretrial schedule.

**TRIAL DATE AND PRETRIAL SCHEDULE**

**FTC's Position:** The FTC's position is that trial in this matter should begin on September 22, 2025 as scheduled, and that no changes to interim deadlines are warranted. The Court should not relieve Defendants from any disadvantage they may face as a result of discovery taking place pursuant to the Court's order sanctioning them. Instead, the parties should work cooperatively to resolve any issues concerning interim deadlines that may arise because of the late discovery that Defendants' sanctionable conduct has necessitated.

**Defendants' Position:** Defendants are eager to get to trial and defer to the Court's judgment on trial setting. Defendants note, however, that to the extent the FTC intends to take 90 days of additional discovery, that will necessarily impact pretrial deadlines. For instance, the deadlines for deposition designations, exchange of exhibit lists, motions in limine, the joint pretrial order and conference of attorneys, and pretrial conference all fall before the 90 days will elapse. Defendants are not seeking to be relieved from a "disadvantage" but are instead flagging the practicalities of the pretrial deadlines compared to the discovery schedule. Defendants welcome the Court's guidance on these issues.

### TRIAL LENGTH

**FTC's Position:** Trial should be extended such that each side has 10 trial days to put on their cases, for a total of four weeks of trial.

**Defendants' Position:** Trial should be extended such that each side has 7.5 trial days to put on their cases, for a total of three weeks of trial.

Thus, the parties agree that additional trial time is necessary, but disagree about the proper amount of additional time. Given the parties agree that trial should be extended by at least one week, the parties jointly request that the Court extend the scheduled trial to three weeks at this time. The FTC will soon move the Court to extend the trial to ten days per side.

1 Dated: June 30, 2025

s/ Colin D. A. MacDonald

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JOINT STATEMENT RE: TRIAL  
AND PRETRIAL SCHEDULE

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